UNITED STATES DISTRICT COURT DISTRICT OF SOUTH CAROLINA CHARLESTON DIVISION

John F. Munnerlyn, #222329

Petitioner,

JUDGMENT IN A CIVIL CASE

VS.

Case Number: 2:06-1559-PMD-RSC

The State of South Carolina,

Respondent.

Decision on the Record. This action came before the court on the record, Honorable Patrick Michael Duffy, U.S. District Judge, presiding. The issues have been reviewed and a decision rendered. The Court having adopted the Report and Recommendations of Magistrate Judge Robert S. Carr,

IT IS ORDERED AND ADJUDGED that this Petition is dismissed and the

Petitioner shall take nothing on his Petition filed pursuant to Title 28: U.S.C. 2254.

LARRY W. PROPES, Clerk

By s/Susan K. Sanders

Deputy Clerk

November 22, 2006